

ಶ್ರೀ ಎಸ್. ಕರಿಯಪ್ಪ.—ಸ್ಥಾನಗಳನ್ನು ಹೆಚ್ಚಿಸುವ ವಿಚಾರ ಅರು ತಿಂಗಳಾದರೂ ತೀರದಿದ್ದರೆ ಏನು ಮಾಡುತ್ತೀರಿ ?

ಶ್ರೀ ಬಿ. ವೈಕುಂಠ ಬಾಳಗ.—ಕೇಂದ್ರ ಸರ್ಕಾರದ ವರನ್ನು ಒತ್ತಾಯ ಮಾಡುತ್ತಿದ್ದೇವೆ. ಅವರು ಮಾಡಿದನಂತರ ಮುಂದಿನ ಕ್ರಮ ಕೈಕೊಳ್ಳುತ್ತೇವೆ.

Dr. ANNA RAO GANAMUKHI.—What are the reasons for the delay ?

Sri B. VAIKUNTA BALIGA.—The reason I have already mentioned is that out of the ten vacancies that are existing, eight arose on 20th March 1957 consequent on the general elections. There has hardly been any time to expedite the whole matter. When the exact number is known, the election can be held at one stretch.

Dr R. NAGAN GOWDA.—May I know whether the Government have any idea as to what would be the likely period for taking a decision in the matter ?

Sri B. VAIKUNTA BALIGA.—May I remind the Hon'ble Member that the matter is with the Central Government?

Dr. R. NAGAN GOWDA.—Will this be done in 1957 ?

Sri B. VAIKUNTA BALIGA.—It will be done in 1957. He will be in error if he thinks it will be in 1958.

Appointment of High Court Judges.

Q.—131. Sri H. V. KOUJALGI (Sampagaon I).—

Will the Government be pleased to state :—

(a) the strength of Judges at present in the High Court of Mysore ;

(b) the steps they have taken to increase the number of Judges ;

(c) when they are likely to be appointed ?

A.—Sri S. NIJALINGAPPA (Chief Minister).—

(a) Three including the Chief Justice.

● (b) The matter is being considered in consultation with the Government of India.

(c) It is expected that the appointments will be made at an early date.

Sri H. V. KOUJALGI.—May I know the total number of Judges that are to be appointed ?

*Sri S. NIJALINGAPPA.—That is a matter for future decisions.

Sri H. V. KOUJALGI.—May I know why delay has been caused ?

Sri S. NIJALINGAPPA.—The delay has been caused. That is all I can say.

Sri C. J. MUCKANNAPPA.—May I know the pendency of appeals before the High Court ?

Mr. SPEAKER.—That does not arise.

A MEMBER.—Do the Government propose to increase the number of Judges in the High Court in proportion to the increased area after integration or in proportion to the population or in proportion to the litigant public ?

Sri S. NIJALINGAPPA.—High Court Judges are not appointed by these small considerations.

Sri H. C. LINGA REDDY.—Has the Government made any recommendations to the Central Government for filling up definite number of places ?

Sri S. NIJALINGAPPA.—I cannot at this stage state what number we have recommended.

Sri H. C. LINGA REDDY.—Within what time the Government would make the appointment of Judges in the interest of justice ?

Sri S. NIJALINGAPPA.—If it was in the hands of Government, the appointment of Judges would have been made by now.

Sri Y. VEERAPPA.—Is there any constitutional provision regarding the representation of Judges in the High Court ?

Sri S. NIJALINGAPPA.—There is no constitutional provision.

A MEMBER.—Will this increase be qualitative or quantitative ?

Sri S. NIJALINGAPPA.—Both.

Sri K. V. BYRE GOWDA.—Is it a fact that the Hon'ble the Home Minister instructed the Chief Justices of various High Courts to reduce the pendency of cases in the High Courts ?

Sri S. NIJALINGAPPA.—No, Sir.

Dr. R. NAGAN GOWDA.—Why do the Government want to increase the number of Judges in the High Court ?

Sri S. NIJALINGAPPA.—It is obvious. The State has increased in area and population and there is pendency and cases have come from outside.

Sri J. H. SHAMSUDDIN.—Is it a fact that this question has been agitated in this House more than once in these three days?

Mr. SPEAKER.—That is quite obvious.

Sri A. R. BADRI NARAYAN.—Has the work in the High Court suffered on account of the delay in the appointment of these Judges?

Mr. SPEAKER.—That question has been disposed of.

Sri G. SIVAPPA.—May I know whether the Government will accept that there is delay in appointing Judges?

Sri S. NIJALINGAPPA.—It is a matter of opinion.

Sri G. DUGGAPPA.—May I know for how many months or for how many years the matter is being considered by this Government and the Central Government?

Sri S. NIJALINGAPPA.—As long as it is necessary.

Mr. SPEAKER.—The Hon'ble Member is asking since how long?

Sri S. NIJALINGAPPA.—For about six months.

Sri ANNA RAO GANAMUKHI.—May I know whether there is any dispute between the State Government and the Central Government as regards the personnel or other things?

Sri S. NIJALINGAPPA.—There can be no dispute.

Sri C. K. RAJIAH SETTY.—How long since the number of Judges is three?

Sri S. NIJALINGAPPA.—Since November 1st, so far as I know.

Sri C. K. RAJIAH SETTY.—What was the number fixed for the previous High Court?

Sri S. NIJALINGAPPA.—There were formerly six.

Sri ANNA RAO GANAMUKHI.—Is there any difference of opinion between the High Court and the State Government?

Sri S. NIJALINGAPPA.—I cannot give that answer. It is confidential.

Mr. SPEAKER.—In regard to the questions, can I understand that information cannot be given as it is of a confidential nature?

Sri G. DUGGAPPA.—May I know whether the recommendations of this Government were not accepted in toto by the Central Government or the decision of the Central Government was not accepted by this Government?

Sri S. NIJALINGAPPA.—It is confidential.

Sri G. DUGGAPPA.—At least, this answer cannot be of a confidential nature.

Mr. SPEAKER.—Who should decide? Whether it is the Hon'ble Member or the Chief Minister?

Sri G. DUGGAPPA.—I want to know whether the recommendations of this Government have been totally accepted or rejected by the Central Government or whether the recommendations of the Central Government would not be accepted by this Government?

Mr. SPEAKER.—The reply given by the Chief Minister is that it is of a confidential nature.

Sri G. VENKATAI GOWDA.—Do the State Government admit that Mysore State is the only State in the country where this matter is being delayed?

Mr. SPEAKER.—That is also a discussed already.

ಶ್ರೀ ಎಚ್. ಸಿ. ಲಂಗಾರದ್ವಿ.—ಸರ್ಕಾರದವರು ಕಳಿಸಿರತಕ್ಕ ಜಡ್ಡಿಗಳ ಪಟ್ಟಿಗೂ, ನಮ್ಮ ಶ್ರೇಷ್ಠ ನ್ಯಾಯಾಧೀಶರು ಕಳಿಸಿರತಕ್ಕ ಜಡ್ಡಿಗಳ ಪಟ್ಟಿಗೂ ವ್ಯತ್ಯಾಸವಿದೆಯೇ?

ಅಧ್ಯಕ್ಷರು.—ಏ ಬಗ್ಗೆ ಉತ್ತರ ಹೇಳುವುದಕ್ಕಾಗುವುದಿಲ್ಲವೆಂದು ಮೊದಲೇ ಹೇಳಿದ್ದಾರೆ.

ಶ್ರೀ ಎಂ. ರಾಮಪ್ಪ.—ಮೈಸೂರು ಸರ್ಕಾರದವರು ಈ ಬಗ್ಗೆ ಭಾರತ ಸರ್ಕಾರದೊಡನೆ ಸಮಾಲೋಚನೆ ನಡೆಸಲು ಶಿಫಾರಸ್ಸುಗಳನ್ನು ಯಾವಾಗ ಕಳಿಸಿ ಕೊಟ್ಟರು?

Sri S. NIJALINGAPPA.—I think it was in January.

Sri ANNA RAO GANAMUKHI.—May I know the number of snags which have come in the way of settlement of this question?

Sri S. NIJALINGAPPA.—I have not experienced any snags.

Sri ANNA RAO GANAMUKHI.—May I know the difficulties?

Mr. SPEAKER.—The Hon'ble Member is trying to put the same question in a different language.

Sri G. DUGGAPPA.—May I know whether the opinion of the High Court is also taken into consideration in appointing these Judges?

Sri S. NIJALINGAPPA.—Of course, yes.

Sri G. DUGGAPPA.—What was the opinion of the High Court?

Sri S. NIJALINGAPPA.—That is confidential.

Sri ANNA RAO GANAMUKHI.—May I know whether the Supreme Court comes into the picture?

Sri S. NIJALINGAPPA.—Yes, it does.

Sri ANNA RAO GANAMUKHI.—I suppose, if there is difference of opinion between the Supreme Court and the Central Government. . . .

Mr. SPEAKER.—There is no supposition.

Sri K. V. BYRE GOWDA.—Whose opinion, whether that of the Chief Justice of the Supreme Court or State Government's, that should weigh?

Mr. SPEAKER.—Such question should be put to the Supreme Court.

Smuggling of Sandalwood in Lorries

Q.—145 Sri C. K. RAJIAH SETTY (Chiknaikanahally).—

Will the Government be pleased to state:—

(a) the number of lorry loads of sandalwood smuggled out of the State in the year 1956-57;

(b) the number of such lorries detected by this Government and by other State Governments respectively?

A.—Sri H. S. RUDRAPPA (Minister for Agriculture).—

(a) Two lorry loads and one car load.

(b) One car load and one lorry load by this Government and one lorry load by the Bombay Government.

Sri H. S. RUDRAPPA.—I want to correct the answer with your permission. It should be: (a) one car load (b) one car load and two lorry loads.

Sri C. K. RAJIAH SETTY.—May I know the value of these smuggled quantities?

Sri H. S. RUDRAPPA.—It is not in our possession. It is in the possession of the Police. We cannot say what is exactly the value of it.

Sri C. K. RAJIAH SETTY.—Is it not yet disclosed?

Sri H. S. RUDRAPPA.—They are in the court.

Sri C. K. RAJIAH SETTY.—Can we know how many lorries have gone out of the State not being caught?

Sri H. S. RUDRAPPA.—I am not aware.

Sri C. K. RAJIAH SETTY.—When our Police have failed, it is possible to assume like that.

Mr. SPEAKER.—Hon'ble Member must first ask whether the Police have failed. It is not fair to assume that our Police have failed.

Sri C. K. RAJIAH SETTY.—Two lorries have gone outside because our Police have failed.

Sri H. S. RUDRAPPA.—One lorry, not two.

Sri C. J. MUCKANNAPPA.—May I know from what forest the sandalwood had been smuggled?

Sri H. S. RUDRAPPA.—From the former Mysore State.

Sri C. J. MUCKANNAPPA.—What part of the State?

Sri H. S. RUDRAPPA.—That is one from Hassan Sandal Koti. It was caught by our Police Department. Another was caught at Chikballapur by the Police. Another lorry seems to have been detected in Bombay. That is still under investigation.

3 P. M.

Sri C. K. RAJIAH SETTY.—Is there no Watch and Ward in the Sandalwood forest of Hassan?

Sri H. S. RUDRAPPA.—There is a Watch and Ward.

Sri C. K. RAJIAH SETTY.—Then how can a lorry go out without being noticed by them?

Sri H. S. RUDRAPPA.—The party purchased some sandalwood chips. While transporting that, he managed to get some logs also.